



NATIONAL MEDIATION BOARD

WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the
REPRESENTATION OF
EMPLOYEES
of
COMMUTAIR
Pilots

30 NMB No. 70

CASE NO. R-6944

DISMISSAL

August 12, 2003

The services of the National Mediation Board (Board) were invoked by the Air Line Pilots Association (ALPA) on May 30, 2003, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as "Pilots," employees of CommutAir (Carrier).

At the time this application was received, these employees were not represented by any organization or individual.

The Board assigned Investigator Jennifer Rosenthal to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Pilots, and by direction of the Board, the Investigator was instructed to conduct an election to determine the employees' representation choice.

The following is the result of the election as reported by Investigator Eileen M. Hennessey.

Number of Employees Voting:

	<u>ALPA</u>	<u>Number of Employees Eligible</u>
Pilots	65	155

The Board further finds that the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; that this Board has jurisdiction over the dispute involved herein; and that the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

On the basis of the investigation and report of election which establishes that less than a majority of eligible employees voted in the election, the Board finds no basis for certification and the application is, therefore, dismissed subject to Part 1206.4(b) of the NMB Rules.

By direction of the NATIONAL MEDIATION BOARD.

Benetta M. Mansfield

Benetta M. Mansfield
Chief of Staff